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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

3140-008

First Inventor

AKISHIBA

Title

NON-CONTACT TYPE PROFILE MEASURING  
APPARATUS

Express Mail Label No.

EL795622435US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages  ]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets  ]
5. ☐ Oath or Declaration [Total Sheets  ]
  - a. ☐ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
  - i. ☐ CD-ROM or CD-R (2 copies); or
  - ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: ...Certificate of Mailing.

18 If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: \_\_\_\_\_

Prior application information:

Examiner \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS



Customer Number or Bar Code Label

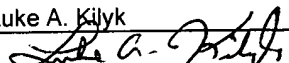
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Correspondence address below

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| Name (Print/type) | Luke A. Kilyk   | Registration No. (Attorney/Agent) | 33,251           |
| Signature         |  | Date                              | October 10, 2001 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

|  |                  |            |                |
|--|------------------|------------|----------------|
| Certificate of Mailing By "Express Mail" (37 CFR 1.10)   |                  |            | Docket No.     |
| Applicant(s) Yuji AKISHIBA   |                  |            | 3140-008       |
| Serial No.   | Filing Date      | Examiner   | Group Art Unit |
| New Appln.   | October 10, 2001 | Unassigned | Unassigned     |
| Title of Invention:  |                  |            |                |
| NON-CONTACT TYPE PROFILE MEASURING APPARATUS   |                  |            |                |
| I hereby certify that the following correspondence:  |                  |            |                |
| Utility Patent Application Transmittal Form;<br>Specification, Claims & Abstract (29 pages); 7 Drawing Sheets<br>(Figs. 1-4, 5A-5C, 6A-6C, and 7); Submission of Claim of Priority; and<br>Certificate of Mailing        |                  |            |                |
| are being deposited with the United States Postal Service "Express Mail Post Office to<br>Addressee" service under 37 CFR 1.10 in an envelope addressed to: Assistant<br>Commissioner for Patents, Washington, DC 20231. |                  |            |                |
| Date:  | October 10, 2001 |            |                |
| <u>Sandra Stocklinski</u><br>Typed or Printed Name of Person Mailing Correspondence  |                  |            |                |
| <br>Signature   |                  |            |                |
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I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the United States Postal Service and that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, D.C. 20231 by "Express Mail Post Office to Addressee" service.

Sander Stocklin

U1046 U.S. PTO  
09/974728  
10/10/01

**In re the Application of:**

Art Unit: Unassigned

Examiner: Unassigned

For: **NON-CONTACT TYPE PROFILE MEASURING APPARATUS**

Assistant Commissioner of Patents  
Washington, DC 20231

October 10, 2001

**Sir:**

The benefit of the filing date of October 10, 2000 of the following prior Japanese Patent Application is hereby requested for the above-identified application, and the priority provided in 35 U.S.C. 119 is hereby claimed:

Japanese Patent Application No. 2000-309944 filed October 10, 2000.

In support of this claim, the requisite certified copy of said original Japanese Patent Application No. 2000-309944 will be timely filed.

In the event that any fees are due in connection with this paper, please charge such fees to our Deposit Account No. 50-0925.

Respectfully submitted,

Luke A. Kilyk  
Reg. No. 33,251

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